ESTTA Tracking number: **ESTTA30547**Filing date: **04/14/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding | 91164594 | | |
|---------------------------|--|--|--|
| Party | Defendant LA Games Limited LA Games Limited 28608 Stonecroft Perrysburg, OH 43551 | | |
| Correspondence Address | David C. Purdue Purdue Law Offices Suite B-2 2735 No. Holland-Sylvania Rd Toledo, OII 43615-1844 | | |
| Submission | Answer | | |
| Filer's Name | David C. Purdue | | |
| Filer's e-mail | dpurdue@purdue-law.com | | |
| Signature | /David C. Purdue/ | | |
| Date | 04/14/2005 | | |
| Attachments | ANSWER with electronic signature.pdf (3 pages) | | |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark Application Serial No. 78/373,256 Filed on February 24, 2004 For the mark HORSEBALLS

| APPLIED ANIMAL ENRICHMENTS, LLC | |
|---------------------------------|-------------------------|
| Opposer | |
| v. | Opposition No. 91164594 |
| LA GAMES LIMITED | |
| Applicant | |
| | 1 |

APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION

In response to the Opposer's Notice of Opposition, your Applicant, LA Games Limited, answers the Notice of Opposition as follows:

- 1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the averments set forth in paragraph 1 of the Notice of Opposition.
- 2. Applicant admits that as of the date of this Answer, the records of the United States Patent and Trademark Office that are available on the Internet through <u>WWW.uspto.gov</u> indicate that the Opposer is the owner of US Trademark Registration No. 2,819,220, that said registration issued on March 2, 2004, that said registration is for the mark HORSEBALL, and that said mark is registered for pet toys for large and small animals. Applicant is without knowledge or information sufficient to form a belief as to the truth of the remaining averments set forth in paragraph 2 of the Notice of Opposition.

| | 3, | Admitted. | | | | |
|---|------|-----------------|-------------------------|--|--|--|
| | 4. | Denied. | | | | |
| Wherefore, Applicant prays that the Opposition be dismissed and that a registratissue to Applicant forthwith. | | | | | | |
| | | | Respectfully submitted, | | | |
| Date: | Apri | <u>114,2005</u> | Ву: | David C. Purdue/ David C. Purdue Attorney for LA Games Limited The Purdue Law Offices 2735 North Holland-Sylvania Road Suite B-2 Toledo, Ohio 43615-1844 | | |

Voice: 419-531-0599 Facsimile: 419-531-0362

Certificate of Service

I certify that a true and complete copy of the foregoing APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION has been served on Ira C. Edell, Opposer's Attorney, by mailing said copy on April 14, 2005, via First Class Mail, postage prepaid, to: Ira Edell, Esquire, Edell, Shapiro & Finnan, LLC, 1901 Research Boulevard, Suite 400, Rockville, MD 20850.

| /David C. Purdue/ | _April 14, 2005_ |
|-------------------|------------------|
| David C. Purdue | Date |

PURDUE LAW OFFICES Suite B-2 2735 N. Holland-Sylvania Rd. Toledo, OH 43615-1844

Voice: 419-531-0599 Facsimile: 419-531-0362